IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 6514 of 2006

DATED: 03-04-2006

Between:

B.Babu petitioner

And

The A.P.Power General Corporation Ltd,

Vidyut Soudha, Hyderabad

Rep by its Managing Director and another Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

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WRIT PETITION NO. 6514 of 2006

ORAL ORDER:

The present writ petition is filed questioning the proceedings dated 13.3.2006 whereby the petitioner was dismissed from service w.e.f. 17.2.2006 on the ground that he was convicted and sentenced in C.C.
No. 1 of 2005 on the file of Judicial First Class Magistrate, Kamalapuram.

Though several contentions were raised, learned standing counsel for respondent corporation submitted that as against the impugned order dated 13.3.2006 an alternative remedy of appeal is provided under Rule 13 of APSEB (D &A) Regulations, 1970 and without availing the said remedy, the petitioner has rushed to the Court.

Heard learned counsel for petitioner and learned Standing Counsel for respondent Corporation. Both counsel agreed for disposal of the writ petition permitting the petitioner to avail the remedy of appeal.

Having regard to the fact that a statutory appeal is provided against the impugned order and in view of the agreed stand of both counsel, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition directing the petitioner to prefer an appeal under Rule 13 of the Regulations, 1970 within a period of four weeks from the date of receipt of copy of this order. On filing such an appeal, the Appellate Authority shall consider and dispose of the same in accordance with law expeditiously, preferably within a period of six weeks thereafter. No costs.

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N.V.RAMANA,J

DATE: 3-4-2006

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THE HON'BLE MR JUSTICE N.V. RAMANA

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